

Message Text

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ORIGIN L-02

INFO OCT-01 ARA-06 ISO-00 CIAE-00 DODE-00 PM-03 H-01

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L/M:JABOYD

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FM SECSTATE WASHDC

TO AMEMBASSY LIMA

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E.O. 11652: N/A

TAGS: PFOR, PE

SUBJECT: BOMBING OF PERUVIAN CONSULATE IN PUERTO RICO

1. DEPT HAS PREPARED A RESPONSE TO THE GOP'S NOTE OF AUGUST 28, 1974, CONCERNING THE BOMBING LAST JULY OF THE PERUVIAN CONSULATE AT SAN JUAN. TEXT FOLLOWS PARAS 2-5, BELOW.

2. QUOTE THE EMBASSY OF THE UNITED STATES OF AMERICA IS PLEASED TO RESPOND FURTHER TO NOTE NO. (DA) 6-3/81 OF AUGUST 28, 1974, FROM THE MINISTRY OF FOREIGN RELATIONS OF PERU CONCERNING THE UNFORTUNATE BOMBING ON JULY 26, 1974, OF THE CONSULATE OF PERU IN SAN JUAN, PUERTO RICO.

3. THE GOVERNMENT OF THE UNITED STATES DEEPLY REGRETS THIS UNFORTUNATE INCIDENT. THE PUERTO RICAN POLICE ARE CONTIN-

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URING THEIR INVESTIGATION OF THE MATTER, AND EVERY ATTEMPT

WILL BE MADE TO FIND THE PERPETRATORS AND TO SEE THAT THEY ARE PUNISHED.

4. IT IS ALSO REGRETTED THAT THE ACTS IN QUESTION RESULTED IN DAMAGE TO THE CONSULATE ESTIMATED AT U.S. \$30,000. HOWEVER, THE GOVERNMENT OF THE UNITED STATES WISHES TO POINT OUT THAT TO ESTABLISH THE RESPONSIBILITY OF A RESPONDENT

GOVERNMENT UNDER PRINCIPLES OF INTERNATIONAL LAW IN CASES OF THIS CHARACTER, IT MUST BE SHOWN THAT THE AUTHORITIES FAILED TO TAKE ALL REASONABLE MEASURES AT THEIR DISPOSAL TO PREVENT THE UNLAWFUL ACTS RESULTING IN LOSS OF INJURY, OR FAILED TO TAKE PROPER STEPS TO SEEK TO APPREHEND AND PUNISH THE WRONGDOERS. IN CASES WHERE AUTHORITIES HAVE USED DUE DILIGENCE, AN ALIEN SUFFERING INJURIES OR LOSSES IS LIMITED TO THE LEGAL REMEDIES AFFORDED BY THE STATE IN SEEKING REDRESS FROM THE PERSONS RESPONSIBLE FOR SUCH INJURIES OR LOSSES.

5. GIVEN THE NATURE OF THE ATTACK ON THE PERUVIAN CONSULATE - WITHOUT ANY ADVANCE WARNING OR INDICATION OF DANGER - AND THE EFFORTS WHICH HAVE BEEN AND ARE BEING MADE TO APPREHEND THE WRONGDOERS, IT IS BELIEVED THAT THE GOVERNMENT OF THE UNITED STATES HAS EXERCISED DUE DILIGENCE AND THUS HAS INCURRED NO INTERNATIONAL RESPONSIBILITY TO COMPENSATE THE GOVERNMENT OF PERU FOR THE LOSSES INCURRED. END QUOTE. KISSINGER

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Message Attributes

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Margaret P. Grafeld
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